



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
7704.003DIV2

First named inventor: Boris E. Paton

Application No.: 10/673,358

Art Unit: 3739

Filed: 09/26/2003

Examiner: Rollins, Rosiland Stacie

Title: Bonding of soft biological tissues by passing high frequency electric current therethrough

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☒ Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of REPLY TO MARCH 09, 2006 FINAL OFFICE ACTION (identify type of reply):

- ☐ has been filed previously on _____
☒ is enclosed herewith.

11/17/2006 MBIZUNES 88080805 18673358

B. The issue fee and publication fee (if applicable) of \$ 81 FC:2453

750.00 OP

- ☐ has been paid previously on _____
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Adjustment date: 10/01/2007 SDIRETA1
11/17/2006 MBIZUNES 00000005 10673358
01 FC:2453 -750.00 OP

Refund Ref:
10/01/2007 SDIRETA1 000015928 M.E.

Ref: 07/01/07



HANOR & GUERRA

INTELLECTUAL PROPERTY LAW & LITIGATION

750 Rittiman Road
San Antonio, Texas 78209
www.hanor.com chanor@hanor.com
Writer's Direct Line 210-829-2002
210-829-2001 Fax

September 5, 2007

Director of the U.S. Patent and Trademark Office
Mail Stop 16
P.O. Box 1450
Alexandria, VA 22313-1450

In re Application of
Boris E. Paton et al
Application No. 10/673,358
Filed: September 20, 2003
Attorney Docket No.: 7704.003DIV2

Dear Sir or Madam,

On November 15, 2006, a request for Continued Prosecution Application was filed for the above-named application. In a letter dated June 28, 2007, Examiner Francis Hicks informed the petitioner that this petition was dismissed as premature.

At this time, the petitioner respectfully requests a refund of the \$750 fee that was filed with this request for Continued Prosecution Application.

Respectfully submitted,

Charles W. Hanor
Registration No. 27,132
CHARLES W. HANOR, P.C.
750 Rittiman Road
San Antonio, TX 78209
210-829-2000 (phone)
210-829-2001 (fax)
patents@hanor.com



HANOR & GUERRA

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750 Rittiman Road
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